

Senate Study Bill 1060

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
EDUCATION BILL BY
CHAIRPERSON BOETTGER)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the use of physical plant and equipment levy
2 revenue, and providing an effective date.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1036SC 80
5 rn/sh/8

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1 1 Section 1. Section 298.3, subsections 3 and 10, Code 2003,
1 2 are amended to read as follows:

1 3 3. ~~The purchase of buildings and the~~ purchase, lease, or
1 4 lease-purchase of a single unit of equipment or technology
1 5 exceeding five hundred dollars in value per unit.

1 6 10. ~~Lease-purchase~~ The purchase of buildings or lease-
1 7 purchase option agreements for school buildings ~~and for~~
1 8 ~~equipment exceeding in value five thousand dollars per single~~
1 9 ~~unit.~~

1 10 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
1 11 immediate importance, takes effect upon enactment.

1 12 EXPLANATION

1 13 This bill relates to permissible uses for physical plant
1 14 and equipment levy revenue and eliminates conflicting and
1 15 duplicative language.

1 16 Prior to the 2002 Legislative Session, Code section 298.3,
1 17 subsection 3, provided that physical plant and equipment levy
1 18 revenue may be expended for the purchase of buildings and the
1 19 purchase of a single unit of equipment or a technology system
1 20 exceeding \$1,500 in value. Legislation enacted in 2002
1 21 changed this subsection, providing for the lease or lease=
1 22 purchase of a single unit of equipment or technology and
1 23 lowering the value of the equipment or technology being
1 24 acquired to exceeding \$500. This change appears to conflict
1 25 with Code section 298.3, subsection 10, which provides that
1 26 revenue may be expended for lease-purchase option agreements
1 27 for school buildings and for equipment exceeding \$5,000 per
1 28 single unit.

1 29 To eliminate this apparent conflict, the bill places the
1 30 provisions relating to the acquisition of buildings, and of
1 31 equipment or technology, into two separate subsections. Code
1 32 section 298.3, subsection 3, is modified to remove any
1 33 reference to the purchase of a building, such that the
1 34 subsection relates only to the purchase, lease, or lease=
1 35 purchase of a single unit of equipment or technology exceeding
2 1 \$500 per unit. Code section 298.3, subsection 10, is modified
2 2 to remove any reference to equipment or technology or
2 3 reference to \$5,000 per single unit, and add the provision for
2 4 the purchase of buildings that was removed from subsection 3.

2 5 The bill takes effect upon enactment.

2 6 LSB 1036SC 80

2 7 rn/sh/8